IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 4927 of 2005

For Approval and Signature:

THE HON'BLE MR.JUSTICE D.A.MEHTA
HON'BLE MS.JUSTICE H.N.DEVANI

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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SHARDABEN VADILAL PATEL - Petitioner(s)

Versus

TAX RECOVERY OFFICER & 2 - Respondent(s)

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Appearance :

MR PARITOSH CALLA for Petitioner No(s).: 1.
MR KM PARIKH for Respondent No(s).: 1.
NOTICE SERVED for Respondent No(s).: 2.

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CORAM :THE HON'BLE MR.JUSTICE D.A.MEHTA
HON'BLE MS.JUSTICE H.N.DEVANI

Date : 29/06/2005

ORAL JUDGMENT

(Per : THE HON'BLE MR.JUSTICE D.A.MEHTA)

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1 Mr.K.M.Parikh, learned Standing Counsel for the respondent-

revenue states, under instructions, that since the petitioner lady is th owner of the property in question and is also in possession of the property, the order of attachment dated 9.3.2004 (Annexure-C) is being withdrawn and the said exercise shall be completed before 8th July,2005.

2 In light of the aforesaid statement made on behalf of the respondent authorities, Mr.Paritosh Calla, learned Advocate for the petitioner seeks permission to withdraw the petition, under instructions. Permission granted. In the meantime ad-interim relief granted earlier in terms of paragraph 14(B) shall continue till the dat of withdrawal of the impugned order Annexure-C. The petition stands disposed of accordingly. Rule discharged. There shall be no order as to costs.

(D.A.Mehta,J)

(H.N.Devani,J)

m.m.bhatt